ESTTA Tracking number:

ESTTA77335 04/21/2006

Filing date:

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91158375
Party	Defendant ImClone Systems Incorporated ImClone Systems Incorporated 180 Varick Street, 6th Floor New York, NY 10014
Correspondence Address	BRENDAN O'ROURKE PROSKAUER ROSE LLP 1585 BROADWAY NEW YORK, NY 10036 trademark@proskauer.com, sheuer@proskauer.com
Submission	Motion to Suspend for Settlement Discussions
Filer's Name	Jenifer deWolf Paine
Filer's e-mail	trademark@proskauer.com
Signature	/Jenifer deWolf Paine/
Date	04/21/2006
Attachments	91158375suspension.pdf ( 2 pages )(106907 bytes )

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

**EXXON MOBIL CORPORATION** 

Opposer

Opposition No. 91158375

v.

Serial No. 76/463,019

IMCLONE SYSTEMS INCORPORATED

Mark: ERBITUX CETUXIMAB (Design)

Applicant

## JOINT REQUEST FOR SUSPENSION OF PROCEEDINGS

The parties hereby jointly request that this matter be suspended in order to give the parties time to settle the matter. The settlement talks are ongoing and the parties are requesting that the suspension be continued.

Respectfully submitted,

**FULBRIGHT & JAWORSKI LLP** 

PROSKAUER ROSE LLP

By:

Stephen P. Meleen

600 Congress Avenue, Suite 2400

Austin, Texas 78701 (512) 474-5201

Attorneys for Opposer Exxon Mobil Corporation

Dated: April 20, 2006

By:

Jenifer de Wolf Paine

1585 Broadway

New York, New York 10036-8299

(212) 969-3000

Attorneys for Applicant

ImClone Systems Incorporated

Dated: April ZD, 2006

## **CERTIFICATE OF SERVICE**

The undersigned does hereby certify that on April 21, 2006, a true and correct copy of the foregoing Status Update Concerning Suspension Of Proceedings was served by first class mail on counsel for Applicant as follows:

Stephen P. Meleen, Esq. Fulbright & Jaworski LLP 600 Congress Avenue, Suite 2400 Austin, Texas 78701

Stephen R. Dwyer